



ABSTRACT

Public Servants- Panchayat Raj & Rural Development Department - Case under prevention of Corruption Act 1988 against Sri Durshetty Narsaiah, Panchayath Secretary, Gram Panchayath, Thotapalli(V) and i/c of Devakkapalli village of Bejjanki mandal, Karimnagar District for the allegation of demand and acceptance of bribe – Trapped on 16.12.2015 – Sanction of Prosecution Orders – Issued.

PANCHAYAT RAJ AND RURAL DEVELOPMENT (VIG.II) DEPARTMENT

G.O.Ms.No. 17

Dated: 09-04-2018.

ORDER:

Whereas, Sri Durshetty Narsaiah worked as Panchayath Secretary of Gram Panchayath, Thotapalli (V) and i/c of Devakkapalli village, Bejjanki Mandal, Karimnagar District from 01.12.1995 to 16.12.2015 and as such he is a public servant within the meaning of clause (c) of Section 2 of the Prevention of Corruption Act, 1988(Central Act 49 of 1988).

2. And whereas, Sri Thupakula Srinivas, Occ: Coal Business, R/o Bata (V), Marripadu(M), Nellore District came to Thotapalli(V), Bejjanki(M), Karimnagar District along with his brother-in-law Sri Singaboina Balakrishnaiah, S/o Chennaiah R/o Sainikpuri, Hyderabad for their livelihood and he is residing at Devakkapalli Bus stage and is living by selling charcoal to the needy by burning juliflora in kilns. They took agricultural land of Sri B.Govind Rao, R/o Thotapalli in Thotapalli outskirts in Sy.no.122/A and 122/C to an extent of two (2) acres on lease in the name of his brother-in-law Sri Singaraboina Balakrishnaiah for preparation of charcoal with juliflora by establishing kiln. As they required No objection Certificate from Grama Panchayath of Thotapalli for getting Licence from the Forest Department. On 28.11.2015 they submitted an application to Smt. Gunda Shobha, Sarpanch of Gram Panchayat, Thotapalli in the name of Sri Singaraboina Balakrishnaiah for issue of no objection certificate by enclosing copies of Patta Pass Book, agreement and Aadhar card. On the same day both of them approached Sri Durshetty Narsaiah, Panchayath Secretary, Thotapalli Grama Panchayath and i/c of Devakkapalli village at Gram Panchayat office for issue of No objection Certificate. On that Sri Durshetty Narsaiah, Panchayath Secretary, demanded them Rs. 10,000/- as bribe for issuing No Objection Certificate stating that without giving bribe he would not give no objection certificate. On 13.12.2015 Sri Thupakula Srinivas met Sri Durshetty Narsaiah, Panchayath Secretary at Devakkapalli Bus stop and requested for issuing No objection Certificate. On that Sri Durshetty Narsaiah, Panchayath Secretary reiterated his earlier demand and stated that without giving bribe to him, he would not give no objection certificate. On the persistent requests Sri Durshetty Narsaiah, Panchayath Secretary reduced the bribe amount to Rs.6,000/- for which Sri Thupakula Srinivas reluctantly agreed to give Rs.6,000/- within two days and returned. As Sri Thupakula Srinivas and his brother-in-law Sri Singaraboina Balakrishnaiah were not willing to get their work done by giving Rs.6,000/- as bribe to Sri Durshetty Narsaiah, Panchayath Secretary, Sri Thupakula Srinivas approached the Deputy Superintendent of Police, Anti Corruption Bureau Karimnagar at his office on 14.12.2015 at 11.00 hours and filed a complaint typed in Telugu requesting to take necessary legal action against Sri Durshetty Narsaiah, Panchayath Secretary, Thotapalli G.P and i/c of Devakkapalli village.

3. On receipt of the above complaint on 14.12.2015 at 11.00 hours, the DSP ACB., Karimnagar made confidential enquiries with regard to the genuineness of Sri Thupakula Srinivas and reputation of Sri Durshetty Narsaiah, Panchayath Secretary. As per the contents of the complaint, the Deputy Superintendent of Police, Anti Corruption Bureau, Karimnagar registered a case in Cr.No.35/ACB-KNR/2015 U/s 7 of P.C Act, 1988 after obtaining permission from the Superior Officers on 16.12.2015 at 10.00 hours and took up investigation.

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4. And whereas, Sri Durshetty Narsaiah, Panchayath Secretary, Thotapalli G.P and i/c of Devakkapalli village demanded and accepted an amount of Rs.6,000/- as illegal gratification other than legal remuneration from Sri Thupakula Srinivas on 16.12.2015 in front of the house of Sarpanch, Dvakkapalli(V), Bejjanki Mandal of Karimnagar District and he was trapped by the Deputy Superintendent of Police, Anti Corruption Bureau, Karimnagar Range, Karimnagar. The tainted bribe amount of Rs.6,000/- which was folded in a pink coloured hand kerchief was recovered from the left side front pocket of wearing pant of Sri Durshetty Narsaiah, Panchayath Secretary. The fingers of right hand of Sri Durshetty Narsaiah, Panchayath Secretary and the portion of pink coloured hand kerchief of Sri Dureshetty Narsaiah which came into contact with the tainted amount subjected to sodium carbonate solution yielded positive result in chemical tests. The tainted amount of Rs.6,000/- pink coloured hand kerchief of Sri Durshetty Narsaiah, Grama Panchayath Secretary and the connected documents were seized by the Deputy Superintendent of Police, Anti Corruption Bureau in the presence of mediators;

5. And whereas, the above said acts of Sri Durshetty Narsaiah, Panchayath Secretary, Gram Panchayath, Thotapalli(V) and i/c of Devakkapalli village of Bejjanki mandal, Karimnagar District constitute an offence punishable under section 7 and sub-section (2) of section 13 read with clause (d) of sub-section (1) of section 13 of the Prevention of Corruption Act, 1988(Central Act 49 of 1988);

6. And whereas, Government being the competent authority to remove Sri Durshetty Narsaiah, Panchayath Secretary, Gram Panchayath, Thotapalli(V) and I/C of Devakkapalli village of Bejjanki Mandal, Karimnagar District from service after carefully examining the material i.e., copy of FIR copies of Mediator reports I, II & III copies of statements of witnesses, final report and all the relevant documents placed before me in respect of the said allegation and having regard to the circumstances of the case, considered that Sri Durshetty Narsaiah, Panchayath Secretary, Gram Panchayath, Thotapalli(V) and I/c of Devakkapalli village of Bejjanki mandal, Karimnagar District should be prosecuted in a competent court of law for the aforesaid offence.

7. Now, therefore, in exercise of the powers conferred by clause (b) of sub-section (1) of section 19 of the Prevention of Corruption Act, 1988(Central Act 49 of 1988), Government hereby accord sanction for prosecution of Sri Durshetty Narsaiah, Panchayath Secretary, Gram Panchayath, Thotapalli (V) and I/c of Devakkapalli village of Bejjanki Mandal, Karimnagar district for the offences punishable under section 7 and sub-section (2) of section 13 read with clause (d) of sub-section (1) of section 13 of the Prevention of Corruption Act, 1988(Central Act 49 of 1988) and for any other cognate offences punishable under any other provisions of law for the time being in force in respect of the above said acts and for taking cognizance of the said offences by the court of competent jurisdiction.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF TELANGANA)

(VIKAS RAJ)

PRINCIPAL SECRETARY TO GOVERNMENT (FAC)

To
The Director General, Anti-Corruption Bureau,
Road No.12, MLA Colony, Banjara Hills, Hyderabad
Law(C) Department, T.S. Secretariat, Hyderabad.
SF/SC.

